



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION VII
728 MINNESOTA AVENUE
KANSAS CITY, KANSAS 66101

AUG 23 1993

Sandra L. Oberkfell, Esq.
Rudnick & Wolfe
203 N. LaSalle Street
Chicago, Illinois 60601

Re: The Knapheide Mfg. Co., Docket No. VII-92-H-0008

Dear Ms. Oberkfell:

This letter responds to your August 5, 1993 request on behalf of The Knapheide Mfg. Co. for a waiver of interest accrual from June 28, 1993 to April 1, 1994 on the unpaid portion of the civil penalty due in the above case. You have requested the waiver based on the fact that the flooding disaster has prevented, and will prevent, Knapheide from timely performing certain supplemental environmental projects to offset the unpaid portion of the civil penalty, as allowed by the Consolidated Consent Agreement and Consent Order in this matter.

Pursuant to 40 CFR § 13.11(e)(1), the U.S. Environmental Protection Agency (EPA) has determined that collection of said interest would be against equity and good conscience, and hereby waives interest accrual on the unpaid portion of the civil penalty for the requested period from June 28, 1993 to April 1, 1994.

The EPA commends Knapheide and its personnel for the volunteer efforts to protect the West Quincy area from flooding and for the environmental planning activities conducted in response to the disaster, as mentioned in your letter. EPA is also sympathetic to the loss suffered by Knapheide, and hopes that the company can quickly resume full operations. During this interim period, please keep EPA advised of the status of your operations and whether resumption of the operations is proceeding as quickly as you have planned. If any other work schedules pursuant to the Consent Order or approved plans need to be revised due to the flooding, please contact the RCRA program staff.

Sincerely Yours,

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| Post-It™ brand fax transmittal memo 7671 | # of pages 1 |
| TO: SANDRA OBERKFELL | FROM: H. HULLINGS |
| CO: H. HULLINGS | CO: H. HULLINGS |
| DEPT: H. HULLINGS | DEPT: H. HULLINGS |
| PHONE # | PHONE # |
| FAX # | FAX # |

Gerald F. Lee
Gerald F. Lee

Financial Management Officer



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RCRA Records Center